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Merck & Co, and  
Schering-Plough Healthcare Products, Inc.*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

EDIZONE, LLC,  Plaintiff,  vs.  MERCK & CO., INC., SCHERING-PLOUGH HEALTHCARE PRODUCTS, INC.,  BROWN SHOE COMPANY, INC.,  WAL-MART STORES, INC.,  TARGET CORPORATION,  WALGREEN CO., and  DOES 1 – 50,  Defendants	<b>NOTICE OF CONVENTIONAL FILING</b>  Case No.: 2:10-cv-00855-TS  Judge Ted Stewart
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**Please take notice that** Defendants Merck & Co. and Schering-Plough Healthcare Products, Inc. (hereinafter “Merck”) have conventionally filed the original and two copies of Merck’s and Schering-Plough’s Answer and Counterclaims, along with Exhibit A thereto.

This document has not been filed electronically because Exhibit A to this document comprises a copy of a confidential Settlement Agreement and Merck's Answer and Counterclaims contain quotes from Exhibit A.

This document has been served on all parties via U.S. Mail.

Respectfully submitted.

November 22, 2010

/s/ Elisabeth M. McOmber  
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**CERTIFICATE OF SERVICE**

I hereby certify that on the 22<sup>nd</sup> day of November, 2010, I electronically filed the foregoing **Notice of Conventional Filing** through the CM/ECF System, which caused the following parties or counsel to be served by electronic means, as more fully reflected on the Notice of Electronic Filing:

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